

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION

FILED BY *[Signature]* D.C.

05 AUG -1 AM 11: 00

JOHN McGRAIL,

THOMAS M. GOULD
CLERK, U.S. DISTRICT COURT
WD OF TN, MEMPHIS

Plaintiff,

v.

No. 04-CV-2636 B/P

METROPOLITAN LIFE INSURANCE
COMPANY,

Defendant.

CONSENT ORDER OF DISMISSAL WITH PREJUDICE

The parties have advised the Court that they have reached an agreement resolving all matters at dispute in this litigation. Accordingly, IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the case is dismissed with prejudice. Each party shall bear its own attorney's fees and costs, and no discretionary costs shall be sought or awarded.

[Signature]

J. DANIEL BREEN
United States District Court Judge

Date:

July 31, 2005

This document entered on the docket sheet in compliance
with Rule 58 and/or 79(a) FHCPC on *8-1-05*

(24)

APPROVED:

Justin Gilbert / by Ken Jones
JUSTIN GILBERT with permission

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CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing proposed order has been mailed to Justin S. Gilbert, Esq., Gilbert & Russell, PLC, 2021 Greystone Park, P. O. Box 11357, Jackson, TN 38308, by United States Mail, postage prepaid, this 25 day of July, 2005.

Kenneth P. Jones
Kenneth P. Jones



Notice of Distribution

This notice confirms a copy of the document docketed as number 24 in case 2:04-CV-02636 was distributed by fax, mail, or direct printing on August 1, 2005 to the parties listed.

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Honorable J. Breen
US DISTRICT COURT